

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

|                            |   |           |
|----------------------------|---|-----------|
| UNITED STATES OF AMERICA,  | ) |           |
|                            | ) | 8:10CR444 |
| Plaintiff,                 | ) |           |
|                            | ) |           |
| vs.                        | ) | ORDER     |
|                            | ) |           |
| REINA ISABEL CASTRO-RAMOS, | ) |           |
|                            | ) |           |
| Defendant.                 | ) |           |

This matter is before the court on the motion to continue by defendant Reina Isabel Castro-Ramos (Castro-Ramos) (Filing No. 30). Castro-Ramos seeks a continuance of the trial scheduled for February 22, 2011. Castro-Ramos has submitted an affidavit in accordance with paragraph 9 of the progression order whereby Castro-Ramos consents to the motion and acknowledges she understands the additional time may be excludable time for the purposes of the Speedy Trial Act (Filing No. 31). Castro-Ramos's counsel represents that government's counsel has no objection to the motion. Upon consideration, the motion will be granted.

**IT IS ORDERED:**

1. Castro-Ramos's motion to continue trial (Filing No. 30) is granted.
2. Trial of this matter as to all defendants is re-scheduled for **March 28, 2011**, before Chief Judge Joseph F. Bataillon and a jury. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional **time** arising as a result of the granting of the motion, i.e., the time between **February 7, 2011, and March 28, 2011**, shall be deemed **excludable** time in any computation of time under the requirement of the Speedy Trial Act for the reason that defendant's counsel requires additional time to adequately prepare the case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B).

DATED this 7th day of February, 2011.

BY THE COURT:

s/Thomas D. Thalken  
United States Magistrate Judge